

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FOUAD YOUSSEF BEYDOUN,

Petitioner,

No. 05-CV-74278-DT

vs.

Hon. Gerald E. Rosen

ALBERTO GONZALES, U.S. ATTORNEY  
GENERAL, and CAROL JENFIER, DISTRICT  
DIRECTOR, DEPARTMENT OF HOMELAND  
SECURITY,

Respondents.

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ORDER OF DISMISSAL, WITHOUT PREJUDICE

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on November 9, 2005

PRESENT: Honorable Gerald E. Rosen  
United States District Judge

This matter having come before the Court pursuant to an Order to Show Cause regarding Plaintiff Faoud Youssef Beydoun's Petition for a Writ of Habeas Corpus and Complaint for Declaratory Injunctive Relief and Emergency Motion for Temporary Restraining Order to enjoin his removal from the United States; and the Court having reviewed Plaintiff's pleadings and the Government's Response to the Order to Show Cause, and being otherwise fully advised in the premises,

NOW, THEREFORE, for the reasons stated by the Court on the record this date, the

Court concludes that, pursuant to Section 242 of the Immigration and Nationality Act, 8 U.S.C. § 1242, as amended by Section 106(a) of the REAL ID Act of 2005, Pub. L. No. 109-13, Div. B, 119 Stat. 231, it lacks jurisdiction to consider this matter. Accordingly,

IT IS HEREBY ORDERED that this case is DISMISSED, without prejudice.

s/Gerald E. Rosen  
Gerald E. Rosen  
United States District Judge

Dated: November 15, 2005

I hereby certify that a copy of the foregoing document was served upon counsel of record on November 15, 2005, by electronic and/or ordinary mail.

s/LaShawn R. Saulsberry  
Case Manager